



August 25, 2021

**VIA ECF**

Honorable Andrew E. Krause  
Federal Building and United States Courthouse  
300 Quarropas St.  
White Plains, New York 10601-4150

Re: Simone R Perrone Jr., as Trustee of The Lena Perrone Aka Nicolina  
E. Perrone Irrevocable Income Only Trust v. Allstate Insurance Company  
Docket No: 7:21-cv-01571  
Our File No.: 19-207-FPW

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Honorable Sir:

My office represents the Plaintiff with regards to the above referenced matter. We are writing to the court to request permission to file nunc pro tunc Plaintiff's Amended Complaint, which substitutes Simone R Perrone Jr., as Trustee of The Lena Perrone Aka Nicolina E. Perrone Irrevocable Income Only Trust in place of Lena Perrone who has passed away. On July 29, 2021, a Stipulation granting Plaintiff's request for leave of Court to file an Amended Complaint was So Ordered by the Court. The order stated in part that Plaintiff was required to file the amended complaint by August 3, 2021. Due to law office failure, the amended complaint was filed on August 24, 2021, three weeks after the court's deadline. We have reached out to counsel for Defendant Allstate Insurance Company and they have consented to this filing. It is respectfully that you accept the late filing of Plaintiff's Amended Complaint Nunc Pro Tunc.

Very truly yours,

LERNER, ARNOLD & WINSTON, LLP

By: /s/ Noah J. Fried  
NOAH J. FRIED

cc: Florelee Wan, Esq. VIA EMAIL

Application GRANTED. The deadline for plaintiff to file the amended complaint is extended, *nunc pro tunc*, to August 27, 2021. The amended complaint must be filed again via ECF on or before that date.

Dated: August 26, 2021

**SO ORDERED.**

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ANDREW E. KRAUSE  
United States Magistrate Judge